Civic Committee Monthly Meeting October 1, 2013

Attendance: Ed Rohrbach, Mick Fitzharris, Valerie Hutchinson, Tom Wheeler, Rodney Jester and Carol Larson.

Meeting Convened at 7:04 P.M.

Correspondance:

Tree Pruning:

Carol Larson stopped by with a copy of letter to Civic Committee. (Copy of letter follows minutes). The letter requests that Bart Yoder should not be hired to prune any Arden's Oriental Trees (Styrax Japonica).

Right of way.

Tom Wheeler handed out copies of an email dated Tuesday, Oct 1 from Russ and Connee McKinney. Subject: Weed tree and McKinney's Garage. Included with email are copies of two surveys, one dated July 1936 (copies of email and surveys follows minutes).

Tom says that Jeff and Pam Politis's survey which shows a right of way between the two, but it does not show that it is a town right of way. Rodney pointed out this right of way has been reviewed by the civic committee once before and it was agreed that it was not a town right of way (10' Right of way to access chicken coop). The conclusion was that this is not a Civic issue, but it is between the leaseholders. There is a very large tree that is on that right of way and they would like for the town to pay for it.

Tom requested Ed to write to the McKinneys with the Civic's committee's decision.

Memorial Garden

Since Memorial Garden is moving from Community Planning committee back to Civic Committee, Tom provided copies of Arden Memorial Garden Rules (copy follows minutes) so the committee is aware of their duties/functions.

Concert Stage on memorial garden leasehold.

Rodney: It should be removed. At the town meeting need to inform them that it is on town land. If the town chooses to let it remain, the club should write a letter and indemnify the town from any insurance issues. The club still needs to obtain a permit so the town knows it is safe, legal and built to code. Civic should send a letter immediately to the club explaining our issues, concerns and problems and inform them the civic committee is planning on bringing this up at the next town meeting because it is an issue for the town and the community.

Possible Solutions:

Ed suggested that part of the leasehold could be transferred to the club's leasehold. Rodney is fine with that idea, but in order to make those transfers from the municipality to the club, because it is municipal land and technically park land in some sense set aside, it depends on how the county views it. This involves an entire sub division which is a long, costly process to make a simple transfer. An example provided was Bonnie Phillips leasehold. Tom clarified that Phillips leasehold was a sublease not a transfer. Rodney supports that also provided the town is protected.

Rodney believes part of the burials of the memorial garden is technically on the leasehold of the Arden club. If that is the case, this is a great opportunity to do a swap or whatever to resolve issues.

Ed believes two graves might be straddling the pool fence area.

Rodney: If the Trustees are willing to agree to a change in the setback, a modification, the county will probably agree. But the problem for the Trustees is if they approve a deck that does not meet the setback requirements, then they would have to approve for every leasehold in the community. Tom said that was brought up with community planning.

Rodney and Val will write letter to the club by weekend.

Trees:

Bonnies Phillips tree will be cover by grant. The other trees throughout the town that present a clearance issue, if not covered by the grants, will be covered by civic.

Roads

Bruce Downing has not started the road work as of yet due to illness.

Jacuska (spelling?) Rodney will send an email to Trustee informing them they can transfer leasehold now because the road has been repaired.

Val thinks the yellow barriers need to be painted.

Steve Tanzer's Leasehold Ruts damage

Tom sent a note to Steve and Jackie Tanzer to inquire about their satisfaction with the repair of the ruts that were caused by the trucks of the company who removed a tree. Ed says part of Tanzer's driveway is actually on memorial garden leasehold. Their response to Tom was all ruts were fixed to their satisfaction.

Civic Meeting adjourned at 7:48 Pm

Respectfully submitted Elizabeth Resko Arden Town Secretary Dear Tom,

I've tried to discuss with Bart the fact that Styrax Japonica should not be pruned.

Enclosed is information from a prining manual.

Please do not hire Bart to work on any more ornamental trees.

(215) 806 5131

verizon

Verizon Message Center

Tuesday, Oct 1 at 1:31 PM

From:

russconnee <russconnee@verizon.net>

To:

ardencivic@theardens.com

Subject:

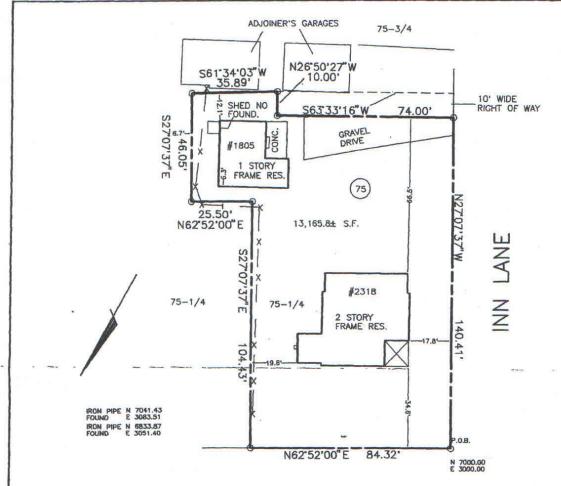
Weed tree and McKinney's garage

Hi guys:

Connee asked me send the attached PDF, which shows the right-of-way next to our driveway and garage, the position of our garage (3.5" from the right of way), and the 1936 survey that shows the Chicken Coop (now the Politis's rental cottage), our garage, and the garage on the corner of the Walnut Lane property behind us all of which are, therefore, duly grandfathered (meaning they were built prior to 1954).

We appreciate your taking a look at the issue of the Silver Maple. Please let us know if we can be of any further help.

Russ and Connee McKinney 1801 Inn Lane, Arden



CHERRY LANE

Donald a Exist

TO BE CONVEYED TO JEFFREY POLITIS & PAMELA POLITIS

BOUNDARY SURVEY PLAN
2318 CHERRY LANE & 1805 INN LANE
LOT 75 & P/O 75-1/4
ARDEN

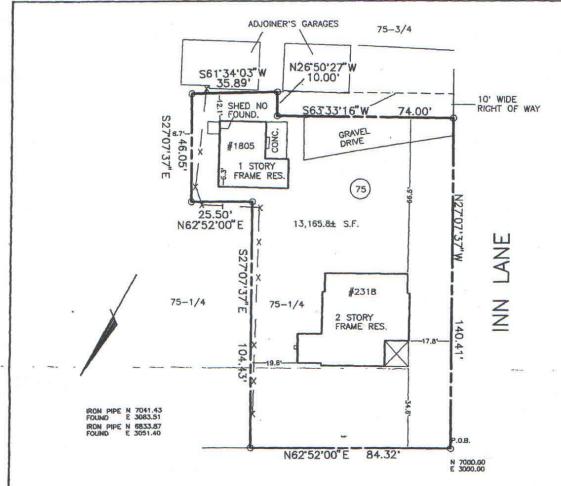
ARDEN - BRANDYWINE HUNDRED NEW CASTLE COUNTY - DELAWARE TAX PARCEL # 16 004.00 661

A.E.S. SURVEYORS

4 East 8th Street, Wilmington, DE 19801 tel: 302-426-9500 SOALE: 1"=30" 0ATE: 6/29/00 JOB # 200701

DEED REFERENCE: C-103/118 PLAT REFERENCE: ARDEN

THIS PLAT IS NOT INTENDED FOR THE USE IN ESTABLISHMENT OF PROPERTY LINES.



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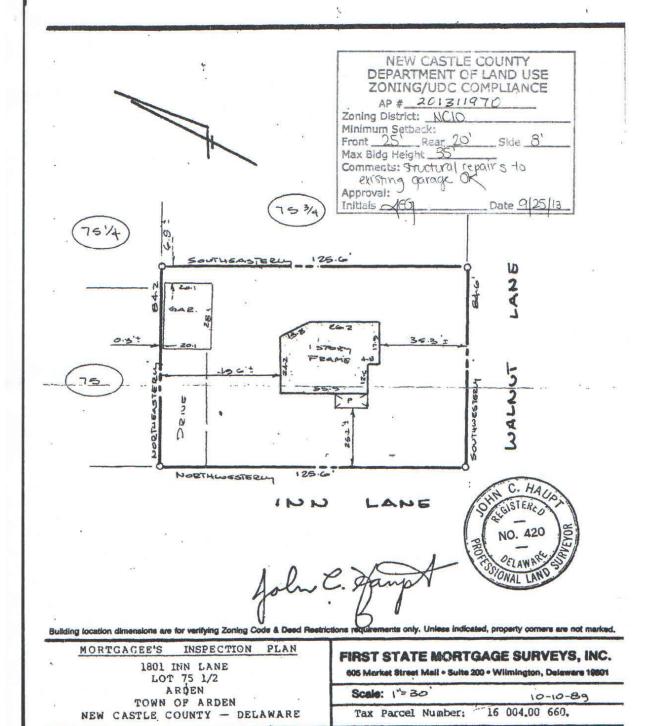
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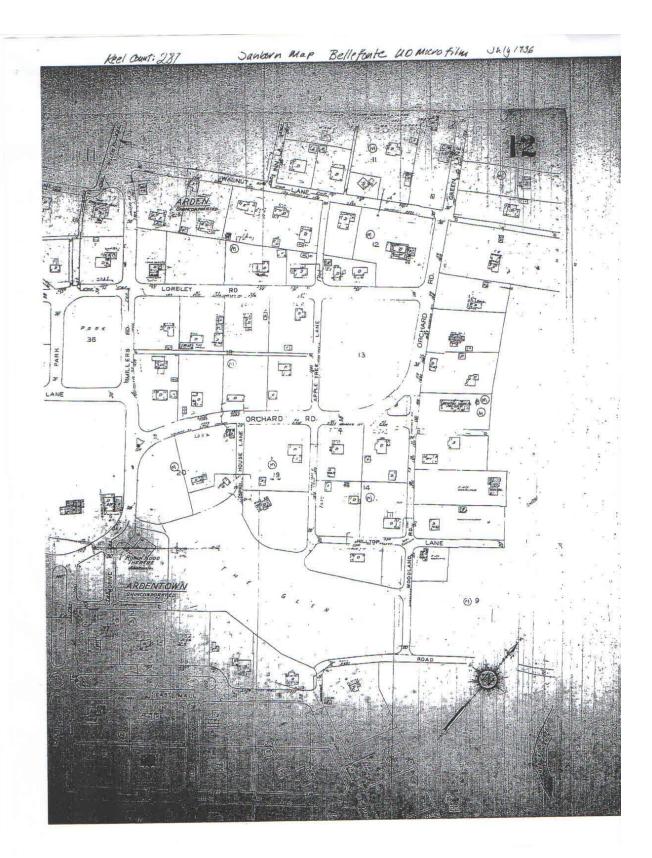
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ARDEN MEMORIAL GARDEN RULES

The Memorial Garden, started in 1937, is Arden's private cemetery, located on the south side of Harvey Road next to the old Grubb family burial ground. The Community Planning Committee administers the Memorial Garden through an appointed volunteer Memorial Garden Representative.

ELIGIBILITY

- Residents of the Village of Arden are eligible for burial in the Memorial Garden.
- · Former residents of Arden may be considered for burial on a case-by-case basis.
- Ashes of a non-resident spouse, next-of-kin, or domestic partner may be buried in the same gravesite as that
 of an eligible individual. Requests will be handled on a case-by-case basis.
- Residency is determined by the current Registration Committee criteria.

APPLICATION FOR SITE

- Survivors may apply through the Memorial Garden Representative for a site in accordance with the longterm plans for the Garden and the survivor's agreement to abide by the rules governing the Garden.
- Given the space limitations of the Memorial Garden, burial of ashes is encouraged, , but whole body burials
 may be accepted. Plots for ashes are a maximum of two feet by two feet, while whole body plots conform
 to the size of the coffin.
- The Memorial Garden Representative will make all final decisions on burial applications with the concurrence of the Community Planning Committee.
- Copies of these rules will be furnished to the survivor(s) at the time of selection.

BURIAL

Before excavation, the funeral director or survivor(s) must make detailed arrangements with the Memorial Garden Representative.

- Any damage done to other gravesites or to the Garden in general must be repaired immediately and approved by the Memorial Garden Representative.
- If a coffin is used, a concrete vault must be provided to meet current New Castle County code.
- A firmly embedded, flush-mounted marker must be provided for each grave. The funeral director or the Memorial Garden Representative shall provide a temporary marker if needed.
- The names and addresses of next-of-kin shall be provided to the Memorial Garden Representative in order to keep records up-to-date.
- · A death certificate, or certification of cremation, must be given to the Memorial Garden Representative.
- Pre-planning of burials may be arranged with the Memorial Garden Representative. Specific sites may not be reserved, but consideration will be given to area preferences.

DECORATIONS

- No artificial flowers or unauthorized permanent plantings are allowed. Memorial plantings may be
 considered with authorization by the Memorial Garden Representative.
- Grave decorations must be removed promptly by the donor when no longer attractive. The Arden Civic Committee handles routine mowing of the Memorial Garden. Survivors and volunteers do maintenance of individual graves.

FEES AND DONATIONS

There is no set fee for burial sites; however, we do expect a donation at the time of burial for maintenance
of the Garden. All donations are tax deductible. Please make checks payable to the Arden Memorial
Garden Fund, and send them to the Memorial Garden Representative.

MEMORIAL GARDEN REPRESENTATIVES

- Ruth Bean, 2123 Meadow Lane, Arden, DE 19810-4140 (302) 475-6140
- Barbara Henry (302) 745-0998

Rev. 03/12/2012



Verizon Message Center

Tuesday, Oct 1 at 12:23 PM

From:

sajtan@comcast.net

To:

Tom Wheeler wheelhousesteam@verizon.net

Subject:

Re: Mem Garden

I think we're fine now. We are gonna take the responsibility to lay down new stone over the next few months, and the Club dug out the trench.

See you at the dinners!

From: "Tom Wheeler" < wheelhousesteam@verizon.net >

To: "Jacqueline Tanzer" < iactan@comcast.net>, "Steve Tanzer"

<sajtan@comcast.net>

Sent: Tuesday, October 1, 2013 12:01:11 PM

Subject: RE: Mem Garden

Hiall,

The gardens are now associated w Civic.

Anything to bring to our attention?

Tom

Thomas E. Wheeler, ABR E-Pro Brandywine Sales Center Patterson Schwartz and Associates 2211 Silverside Road Wilmington, De 19810

Direct Line 302-540-7133
Office Line 302-475-0800
Fax 302-475-0891

Licensed in Delaware and Penna- Let me put 28 years of experience to work for you.

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Verizon Message Center

Tuesday, Oct 1 at 11:22 AM

From: "David Michelson" <dmichelson@familiesforwardphilly.org>

To: Tom Wheeler wheelhousesteam@verizon.net, 'Carol' Carol2339@verizon.net, 'David Michelson'

treasurer@theardens.com

Subject: RE: DDA Tree Management

No.

I haven't received any notification about any grants.

From: Tom Wheeler [mailto:wheelhousesteam@verizon.net]

Sent: Tuesday, October 01, 2013 11:07 AM
To: 'Carol'; David Michelson; 'David Michelson'

Subject: RE: DDA Tree Management

Hi David,

Carol & I are wondering if the town has been notified about this grant.

Some of the work is mandatory for safety.

Thanks

Tom

From: Carol [mailto:Carol2339@verizon.net]

Sent: 10/01/2013 10:16 AM
To: wheelhousesteam@verizon.net
Subject: Fw: DDA Tree Management

From: Arden Secretary

To: Carol

Sent: Tuesday, October 01, 2013 10:08 AM Subject: Re: DDA Tree Management

I know but I just pass mail on and dont even look sometime.

On Oct 1, 2013 10:07 AM, "Carol" < Carol2339@verizon.net > wrote: This would not be a check - it would be a letter announcing our approval to proceed - or not.

---- Original Message ----From: Arden Secretary

To: Carol

Sent: Tuesday, October 01, 2013 10:02 AM Subject: Re: DDA Tree Management